

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CRM-M-3650-2015 (O&M)
Date of decision : 09.02.2015

Baljeet Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Amit Dhawan, Advocate for the petitioner.

Ms. Harsimrat Rai, DAG, Punjab,
assisted by SI Yadvinder Singh.

JITENDRA CHAUHAN, J.

The instant petition has been preferred under Section 439 Cr.P.C. seeking regular bail in case FIR No.213 dated 24.09.2014, registered under Sections 363, 366 and 376 of the Indian Penal Code, registered at Police Station Sadar Tarn Taran.

It is contended that the complainant solemnized marriage with the petitioner on 10.07.2014. She is a consenting party and had attained the age of discretion on the date of alleged occurrence. After their marriage, the prosecutrix along with the petitioner filed a complaint before the Punjab State Human Rights Commission at

Chandigarh, seeking protection. Later on, both of them decided to part ways vide Panchayati Nama dated 16.08.2014. Thereafter, the present FIR has been registered on 24.09.2014.

On the other hand, the learned State counsel has vehemently opposed the present petitioner. She further informs that the challan stands already presented and the matter is now fixed for framing of charges on 20.02.2015.

Heard.

The prosecutrix along with the petitioner approached the Human Rights Commission, and sworn an affidavit that she being major, solemnized marriage with the petitioner. The petitioner is in custody since 27.09.2014. Although, the challan has been filed but the trial is yet to commence.

Keeping in view the totality of circumstances, without advertng to the merits of the instant case, this petition is allowed. The petitioner be admitted to bail during the pendency of the trial, subject to his furnishing bail bonds/surety bonds, to the satisfaction of the trial Court.

09.02.2015
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(JITENDRA CHAUHAN)
JUDGE